

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

FRANCIS E. ROHRS a/k/a FRANCES)	
ELAINE ROHRS,)	
)	
Petitioner,)	
)	
vs.)	Case No. CIV-13-288-F
)	
RICKEY MOHAM, Warden,)	
)	
Respondent.)	

ORDER


United States Magistrate Judge Gary M. Purcell issued a Supplemental Report and Recommendation on July 17, 2013, recommending that respondent's motion to dismiss be granted and that petitioner's petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254 be dismissed as untimely. Magistrate Judge Purcell advised the parties of their respective right to file an objection to the Supplemental Report and Recommendation by August 6, 2013 and specifically advised that failure to timely file an objection would waive appellate review of the recommended ruling.

To date, the court has neither received an objection nor a request for an extension of time to file an objection. With no objection being filed by either party, the court accepts, adopts and affirms the Supplemental Report and Recommendation in its entirety.

Accordingly, the Supplemental Report and Recommendation issued by United States Magistrate Judge Gary M. Purcell on July 17, 2013 (doc. no. 23) is **ACCEPTED, ADOPTED** and **AFFIRMED**. Respondent's Motion to Dismiss Petition for Habeas Corpus as Time Barred by the Statute of Limitations, filed June 26, 2013 (doc. no. 19), is **GRANTED**. Petitioner's Petition Under 28 U.S.C.

§2254 for Writ of Habeas Corpus by a Person in State Custody, filed March 26, 2013
(doc. no. 1) is **DISMISSED** as untimely.

DATED August 21st, 2013.



STEPHEN P. FRIOT
UNITED STATES DISTRICT JUDGE

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